

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
Civil No.: 05-585 (MJD/SRN)

ZIMMER SPINE, INC.,

Plaintiff,

v.

ORDER

ALTIVA, INC.,

Defendant.

The Court having been advised that the above action has settled,
IT IS HEREBY ORDERED that this action is dismissed with prejudice, the Court retaining
jurisdiction for 30 days to permit any party to move or reopen the action, for good cause
shown, or to submit and file a stipulated form of final judgment, or to seek enforcement of the
settlement terms.

Dated: October 3, 2005

s/ Michael J. Davis
MICHAEL J. DAVIS
United States District Court Judge